

2569

STATE OF ALABAMA
SHELBY COUNTY

Before me, L. E. Parker, a Notary Public in and for the State of Alabama at Large, personally appeared Dessel Carden, who is known to me and after first being duly sworn, deposes and says as follows.

My name is Dessel Carden. I am 50 years of age and reside in Shelby County, Alabama in the vicinity of the land described hereinbelow. I have known its possessors for more than 30 years. This land is best described as:

The Southeast Quarter of Northeast Quarter (SE $\frac{1}{4}$ of NE $\frac{1}{4}$) Section 11, Township 24 North, Range 15 East, EXCEPT small tract in Southeast Corner belonging to Alabama Power Company as described in Deed Book 52 on page 2 in Probate Office of Shelby County, Alabama.

A part of the Southwest Quarter of Northwest Quarter (SW $\frac{1}{4}$ of NW $\frac{1}{4}$), Section 12, Township 24 North, Range 15 East, described as follows: Begin at the Northwest corner of said quarter-quarter Section and run north 85 degrees 46 minutes east along north boundary a distance of 846.8 feet; thence south 2 degrees 38 minutes east 785.5 feet; thence south 86 degrees 15 minutes west 846.6 feet to west boundary of said quarter-quarter section; thence north along west boundary a distance of 777.2 feet to point of beginning, situated in Shelby County, Alabama.

I know that for several years prior to 1932, the above described land was in the possession of S. C. Merrell who claimed title thereto. In about 1932 the heirs of the said S. C. Merrell entered a suit to sell this land for division, and the land was sold to the Lester Lumber Company by the court. The Lester Lumber Company cut the timber standing on this land and in about 1933 conveyed this land by deed and relinquished its possession to C. F. Manley. In about 1946 the said C. F. Manley deeded this land to C. E. Thompson who was in the actual possession of this land from about 1936 until his death, both as tenant prior to 1946 and as sole owner thereafter. (The above person referred to as C. E. Thompson was one and the same person as C. E. Thompson, Sr.) After the death of C. E. Thompson, Sr. in about 1956 or 1957, his widow, Minnie Jane Thompson, two of her sons, C. E. Thompson, Jr. and T. R. Thompson, continued in possession of the above described land claiming joint ownership thereto and have continued in this position up until the present time. I understand that they have divided this land among themselves by exchanging deeds. Which part went to which person, I do not know.

I know that the heirs of C. E. Thompson, Sr. and their predecessors in title have been in the actual, continuous and exclusive possession of the hereinabove described land for more than 30 years. Their possession has been visible, open, hostile and notorious. They have assessed this land for taxes and have paid the taxes due thereon.

I know that the heirs of C. E. Thompson, Sr. and their predecessors in title have constructed dwelling houses, barns and other necessary outbuildings on this land. They have dug wells, installed water and sewer systems, fenced and cross-fenced portions of this land and have kept livestock therein. They have used portions of this land as security for mortgages and have exercised every other act necessary to the peaceful use and enjoyment of this land as was consistent with the nature of the land.

I know of no person or persons claiming any right to this land or disputing the possession of this land by the heirs of C. E. Thompson, Sr. and their predecessors in title during the past 30 years under the claim of ownership.

I more specifically know that the heirs of S. C. Merrell have not been in possession of any portion of the hereinabove described land during the past 30 years nor have they exercised any act or claim of right or title to this land during this time.

Sworn to and subscribed before me
this 13th day of January, 1967.

[Signature]
Notary Public - State at Large

Tract No. 433 - T. R. Thompson
Tract No. 434 - C. E. Thompson

[Signature: Dessel Carden]

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED
1967 FEB - 7 AM 8:15
U.C.C. FILE NUMBER OR
REC. BK. & PAGE AS SHOWN ABOVE
JUDGE OF PROBATE
[Signature: David H. Hester]

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